Docket No.: 15275/8610 (Dobbins 2-1)

## HE UNITED STATES PATENT AND TRADEMARK OFFICE

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Reissue Application No.: Filed:		08/833,620	)	Examiner: J. Hoffman
		April 7, 1997	)	
U.S. Patent No.:		5,043,002	)	
Granted:		August 27, 1991	)	Art Unit: 1731
Patentees:		Michael S. Dobbins Robert E. McLay	)	
For:	METHOD OF MAKING FUSED SILICA BY DECOMPOSING SILOXANES		)	

**Assistant Commissioner for Patents** 

Washington, D.C. 20231

Box: AF

Sir:

Transmitted herewith in the above-identified application are:

- Notice of Appeal and Request for Extension of Time for Second and [X]Third Months;
- Check in the amount of \$300.00 for the Notice of Appeal fee; [X]
- Check in the amount of \$760.00 for the extension of time fee; and [X]
- A self-addressed postcard for acknowledging receipt. [X]

The Commissioner is hereby authorized to charge any additional fees or credit [X]any overpayment to Deposit Account No. 14-1138.

A duplicate copy of this sheet is enclosed.

Date: September 8, 1999

Edwin V. Merkel

Registration No. 40,087 Attorney for Applicants

Nixon Peabody LLP Clinton Square, P.O. Box 1051 Rochester, New York 14603

Telephone: (716) 263-1000 Facsimile: (716) 263-1600

R332310.1

Certificate of Mailing - 37 CFR 1.8 (a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231. on the

Wendy L. Harrold

SEP 1 7 1999 (2)

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08/833,620

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For: METHOD OF MAKING FUSED SILICA BY

**DECOMPOSING SILOXANES** 

NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME FOR SECOND AND THIRD MONTHS

Assistant Commissioner for Patents Washington, D. C. 20231

**BOX: AF** 

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Primary Examiner's decision, dated March 9, 1999, finally rejecting claims 1, 4-11, 17-21, 23, and 26-32.

Enclosed is a check for \$300.00 to cover the cost of the appeal fee.

Applicants hereby request an extension of time of three months from the due date of March 9, 1999. A one-month extension of time fee (\$110.00) was submitted with the Amendment Under 37 CFR § 1.116, filed on July 9, 1999. The fee for a three month extension of time is \$870.00. Accordingly, a check for the \$760.00 extension of time fee for the second and third months is enclosed (three-month extension of time fee minus amount paid for the one-month extension of time).

09/20/1999 KBLANCO 00000028 08833620

01 FC:119

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09/20/1999 MBLANCO 00000028 08833620

02 FC:117

760.00 OP

Please charge any additional fees, which may be required or credit any overpayment to Deposit Account No. 14-1138. A duplicate copy of this form is attached.

Respectfully submitted,

Dated: September 7, 1999

Michael L. Goldman Registration No. 30,727

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Date

Wendy L. Harrold